

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

JUN 28 1979

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed June 28, 1979, under 38455.....

The applicant Comstock Tunnel & Drainage Co......P.O. Box 431....., of Virginia City.....
Street and No. or P.O. Box No. City or TownNevada 89440....., hereby make application for permission to appropriate the public
State and Zip Code No.waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated Date: December 11,
1919 Place: State of Delaware1. The source of the proposed appropriation is underground.....
Name of stream, lake or other source.2. The amount of water applied for is 0.774.....second-feet
One second-foot equals 448.83 gals. per min.(a) If stored in reservoir give number of acre-feet N/A.....acre-feet3. The water to be used for quasi-municipal and domestic.....
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) N/A.....(b) Stockwater (state number and kinds of animals to be watered) N/A.....(c) Other use (describe fully under "No. 12. Remarks") quasi-municipal and domestic.....

(d) Power:

(1) Horsepower developed N/A.....(2) Point of return of water to stream N/A.....5. The water is to be diverted from its source at the following point: (Well #5) NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1......T16N, R21E, MDB&M, from which the southeast corner of said Sec. 1
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears South 11° 45' East, 2180.00 feet.
it should be stated.6. Place of use W $\frac{1}{2}$ and SE $\frac{1}{4}$ Sec. 1, and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 2, T17N, R21E:
Describe by legal subdivision, if on unsurveyed land it should be so stated.and portions of NW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, T16N, R21E,
MDB&M.7. Use will begin about 1st of January and end about 31st of December of each year.
Day and Month Day and Month8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well/pump and pipe.....

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$5-10,000.....
10. Estimated time required to construct works.....3 years.....
11. Estimated time required to complete the application to beneficial use.....5 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Annual consumptive use 182,500,000 gallons/year

Applicant Comstock Tunnel & Drainage Co.

Bys/ James B. Schryver
James B. Schryver, President
P.O. Box 431
Virginia City, NV 89440

Compared lp/jw

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

This application is herewith denied on the grounds that the granting of this application for an additional withdrawal of ground water where the pumpage and the water rights of record exceed the potential annual recharge would conflict with existing rights and be detrimental to the public interest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....
Recorded.....Bk.....Page.....
County Recorder

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 28th day of AUGUST
A.D. 1980
William J. Newman
State Engineer